IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

WP(C).No. 31962 of 2006(E)

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PETITIONER:

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SHINEY.M., AGED 26 YEARS,
D/O.B.SUGUNAN, PRESENTLY RESIDING AT
TC 10/743, SHELJU BHAVAN, PNRA 32,
MANNANTHALA, TRIVANDRUM.

BY ADV. SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.RENJITH B.MARAR

RESPONDENTS:

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STATE BANK OF INDIA, PATTOM,
TRIVANDRUM.

BY SC SRI.K.K. CHANDRAN PILLAI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

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W.P.C.NO. 31962 OF 2006

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Dated this the 1st day of December, 2006

JUDGMENT

Even though counsel who took notice for the respondents submitted that instruction is required in the matter, I do not think the matter should be kept pending because petitioner has offered to settle the full liability in four months' time. Undertaking is to pay one third of the amount due within one month and balance within three months thereafter. This submission is recorded. W.P. is therefore disposed of directing the respondents to withhold recovery proceedings for payment as above. If the petitioner, does not remit one third before 31.12.2006, respondents will be free to continue proceedings initiated for recovery. If one third is paid, respondents will keep the recovery proceedings in abeyance till 31.3.2007 to enable the petitioner to make payment by then. If payment is not made before 31.3.2007, then respondents will proceed for recovery thereafter.

(C.N.RAMACHANDRAN NAIR)
Judge